

**IN THE HIGH COURT OF JUDICATURE AT BOMBAY
BENCH AT AURANGABAD**

**906 CIVIL APPLICATION NO.6896 OF 2019
IN FA/3117/2013**

**BABU NIVRATTI LANDE
VERSUS
THE EXECUTIVE ENGINEER, MINOR IRRIGATION DIVISION,
OSMANABAD AND ANR**

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Advocate for Applicants : Mr. Ingale Vivekanand V.
AGP for Respondent – State: Mr. P. M. Kulkarni
Advocate for Respondent No.1 : Mr. P. S. Shinde h/f. Mr. S.R. Dheple

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CORAM : SUNIL K. KOTWAL,J.

DATE : 19th June, 2019

PER COURT:

1. Heard learned counsel Mr. Ingale for applicant, Mr. Shinde holding for Mr. Dheple for respondent No.1 and learned AGP for the respondent No. 2 - State.
2. The applicant is allowed to withdraw 70% of the deposited amount subject to filing of written undertaking in this Court to redeposit the withdrawn amount as and when directed by this Court. The undertaking be filed within a period of 6 weeks from today.

3. Balance 30% amount shall be invested in fixed deposit in any Nationalized Bank till final hearing of the appeal. Civil application is disposed of

(SUNIL K. KOTWAL, J.)